

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gaile

Examiner: Kramer, D.C.

**RECEIVED
CENTRAL FAX CENTER**

Serial No.: 10/644,134

Group/Art Unit: 3683

DEC 09 2005

Filed: August 20, 2003

Docket: 298-209

For: SPRING ELEMENT


Date: December 9, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**REQUEST FOR WITHDRAWAL OF FINALITY OF OFFICE ACTION**

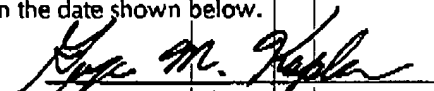
Enclosed is a copy of a confirming postcard evidencing receipt by the Patent and Trademark Office on October 31, 2005, of an amendment in response to the Office Action mailed April 28, 2005 and accompanying papers, all mailed under certificate of mailing on October 28, 2005.

Accordingly, it is respectfully requested the Notice of Abandonment mailed November 2, 2005 by the Patent and Trademark Office in the above-identified application be rescinded as a proper reply to the Office Action mailed April 28, 2005 has been timely filed.

Respectfully submitted,

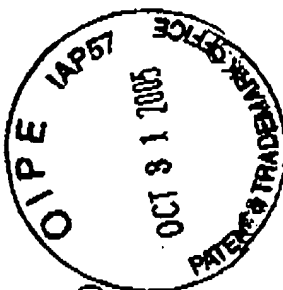

George M. Kaplan
Registration No. 28,375
Attorney for Applicant**DILWORTH & BARRESE, LLP**
333 Earle Ovington Blvd.
Uniondale, NY 11553
(516) 288-8484**CERTIFICATE OF FACSIMILE**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office (1-571-273-8300) on the date shown below.

Dated: December 9, 2005
George M. Kaplan**BEST AVAILABLE COPY**

THE U.S. PATENT AND TRADEMARK OFFICE DATE STAMP WILL**ACKNOWLEDGE RECEIPT OF:**

1. Amendment Transmittal (in duplicate)
2. Petition for Extension of Time (3 months) (in duplicate)
3. Amendment
4. Check in the amount of \$1,020
5. Certificate of Mailing
6. Return receipt postcard



Examiner: Kramer, D.C.
Group/Art Unit: 3683
Deeket: 298-209
Date: October 28, 2005

Applicant(s): Gaile
Serial No.: 10/644,134
Filed: August 20, 2003
For: SPRING ELEMENT

GK/ATC:mg

BEST AVAILABLE COPY